

IN THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE 200

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T.R.A. DOCKET ROOM

**PETITION OF TENNESSEE  
AMERICAN WATER COMPANY TO  
CHANGE AND INCREASE CERTAIN  
RATES AND CHARGES SO AS TO  
PERMIT IT TO EARN A FAIR AND  
ADEQUATE RATE OF RETURN ON  
ITS PROPERTY USED AND USEFUL IN  
FURNISHING WATER SERVICE TO  
ITS CUSTOMERS**

[illegible]

**DOCKET NO. 04-00288**

Comes Paul G. Summers, the Attorney General for the State of Tennessee, through the Consumer Advocate and Protection Division of the Office of Attorney General (hereinafter “Consumer Advocate ”), pursuant to Tenn. Code Ann § 65-4-118(c)(2)(A), and petitions to intervene in this docket on behalf of the public interest because consumers may be adversely affected by the requested rate increase of Tennessee American Water Company. For cause, the Petitioner would show as follows:

1. The Consumer Advocate Division is authorized by Tenn. Code Ann. § 65-4-118 (c)(2)(A) to initiate a contested case and participate or intervene in proceedings to represent the interests of Tennessee consumers in accordance with the Uniform Administrative Procedures Act (“UAPA”) and Tennessee Regulatory Authority rules and regulations.

2. Tennessee American Water Company (“Tennessee American”) is a company

regulated by the Tennessee Regulatory Authority ("TRA"). Tennessee American sells water to consumers in the State of Tennessee

3 Tennessee American's business address is 1101 Broad Street, Chattanooga, Tennessee 37401.

4. If the TRA approves the petition of Tennessee American in its present form, it would mean an increase of approximately 9.18% for residential customers, 9.16% for commercial customers and 9.14% for industrial customers. The dollar amount of the requested increase is \$1.9 million annually. The Consumer Advocate has reviewed the supporting documentation filed by Tennessee American and believes that the amount of the requested increase is too high and is not just and reasonable under the attendant circumstances. The Consumer Advocate also has concerns about the proposed rate design.

5. Only by intervening and participating in this proceeding can the Consumer Advocate work to protect the public interest.

Wherefore the Petitioner prays the Authority to grant its Petition to Intervene.

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink, appearing to read "Paul G. Summers", is written over a horizontal line.

PAUL G. SUMMERS, B.P.R. #6285  
Attorney General  
State of Tennessee



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Dated: October 1st, 2004

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via U.S. Mail or facsimile on October 15<sup>th</sup>, 2004.

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